

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Masahiro OKAJIMA, et al.) Group: Not yet assigned

Serial No.: 10/803,469

) Examiner: Not yet assigned

Filed: March 17, 2004

) Our Ref: B-5403 621791-4

For: "EMULSION COMPOSITE"

) Date: January 18, 2005

CLAIM TO PRIORITY UNDER 35 U.S.C. 119

MAIL STOP MISSING PARTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

[X] Applicants hereby make a right of priority claim under 35  
U.S.C. 119 for the benefit of the filing date(s) of the  
following corresponding foreign application(s):

<u>COUNTRY</u>	<u>FILING DATE</u>	<u>SERIAL NUMBER</u>
JAPAN	7 November 2003	2003-378756

[ ] A certified copy of each of the above-noted patent  
applications was filed with the Parent Application  
No. \_\_\_\_\_.

[X] To support applicant's claim, a certified copy of the  
above-identified foreign patent application is enclosed  
herewith.

[ ] The priority document will be forwarded to the Patent Office  
when required or prior to issuance.

I hereby certify that this correspondence  
is being deposited with the United States  
Postal Service with sufficient postage as  
first-class mail in an envelope addressed  
to the "Mail Stop Missing Parts, Commissioner  
for Patents, P.O. Box 1450, Alexandria, VA  
22313-1450", on January 18, 2005  
by Suzanne Johnston

Respectfully submitted,

Mavis S. Gallenson  
Attorney for Applicant  
Reg. No. 32,464

LADAS & PARRY  
5670 Wilshire Boulevard  
Suite 2100  
Los Angeles, CA 90036  
Telephone: (323) 934-2300  
Telefax: (323) 934-0202



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Masahiro OKAJIMA, et al.) Re: Replacement Drawings  
)  
Serial No.: 10/803,469 ) Group: Not yet assigned  
)  
Filed: March 17, 2004 ) Examiner: Not yet assigned  
)  
For: "EMULSION COMPOSITE" ) Our Ref: B-5403 621791-4  
)  
) Date: January 18, 2005


MAIL STOP MISSING PARTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application (Filing Date Granted) dated November 17, 2004, a set of replacement drawings (3 sheets of Figs. 1-5) in compliance with 37 CFR 1.84 is enclosed herewith.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to the "Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450", on January 18, 2005  
by Suzanne Johnston

Respectfully submitted,

  
Mavis S. Gallenson  
Attorney for Applicant  
Reg. No. 32,464

LADAS & PARRY  
5670 Wilshire Boulevard  
Suite 2100  
Los Angeles, CA 90036  
Telephone: (323) 934-2300  
Telefax: (323) 934-0202

Enclosures: set of replacement drawings (3 sheets of Figs. 1-5)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Masahiro OKAJIMA, et al.

Group Art Unit: not yet  
assigned

Serial No.: 10/803,469

Examiner: unknown

Filed: March 17, 2004

Our Ref.: B-5403 621791-4

For: "EMULSION COMPOSITE"

Date of this paper:  
January 18, 2005

MAIL STOP MISSING PARTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**COMPLETION OF FILING REQUIREMENTS**

Responsive to office letter dated 11/17/2004 (copy attached). This response is being filed on the first business day after a federal holiday (January 17, 2005).

**DECLARATION OR OATH**

- [X] Please find enclosed the executed Declaration/Power signed by the inventors.

**TRANSLATION**

- [X] Please find enclosed a verified English translation of the application and a statement that the translation is accurate.

**REPLACEMENT DRAWINGS**

- [X] Please find enclosed a set of replacement drawings (3 sheets of Figs. 1-5) in compliance with 37 CFR 1.84 and a separate cover sheet.

**PRIORITY CLAIM**

- [X] Please find enclosed a Claim to Priority with Certified Copy of Japanese Appln. No. 2003-378756.

NOTE: The filing fees, fees for and surcharge fees listed below are reduced by 50% where proof of a small entity status is established on or before the date the fee is paid. If the full fee is paid but a verified statement is filed within two months of the date of payment of the first fee then the excess fee paid will be refunded on request. Notice of January 20, 1983. 1027 TMOG 114.

**FEES**

[X] Filing fee (37 CFR 1.16(a) - 790.00)	<u>\$395.00</u>
(small entity - 395.00)	
[ ] Fees for claims	
[ ] Independent claims in excess of 3	<u>0</u>
(37 CFR 1.16(b) - 200.00)	
(small entity - 100.00)	
[ ] Claims in excess of 20	<u>0</u>
(37 CFR 1.16(c) - 50.00)	
(small entity - 25.00)	

**CERTIFICATE OF MAILING (37 CFR 1.8a)**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the:

MAIL STOP MISSING PARTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Date: January 18, 2005

Suzanne Johnston  
(Typed or printed name of person mailing paper)

(Signature of person mailing paper)



Multiple dependent claim(s)  
(37 CFR 1.16(d) - 260.00)  
(small entity - 130.00)

☒ Surcharge fees

☒ Late payment of filing fee  
(37 CFR 1.16(e) - 130.00)  
(small entity - 65.00)

AND

☒ Late filing of declaration or oath  
(37 CFR 1.16(e) - 130.00) \$65.00  
(small entity - 65.00)

☒ Fee for filing English translation of  
application belatedly (37 CFR 1.17 (i)) \$130.00

☐ Recording assignment  
(37 CFR 1.21(h) (i) 40.00)

☐ Attached is an assignment to \_\_\_\_\_

Total fees: \$590.00

**SMALL ENTITY STATUS**

☒ A verified statement that this filing is by a small entity is

☒ Attached ☐ Already filed on \_\_\_\_\_

**PAYMENT OF FEES**

☒ Enclosed is a check in the amount of \$590.00

☐ Charge Account No. 12-0415 in the amount of \_\_\_\_\_  
A duplicate of this request is attached.

NOTE: Fees should be itemized in such a manner that it is clear for which purpose  
the fees are paid. 37 CFR 1.22(b).

**AUTHORIZATION TO CHARGE ADDITIONAL FEES**

☒ The Commissioner is hereby authorized to charge the following  
additional fees which may be required or credit any overpayment to  
Account No. 12-0415.

☒ 37 CFR 1.16 (filing fees and presentation of extra claims)

☒ 37 CFR 1.17 (application processing fees)

☐ 37 CFR 1.18 (issue fee at or before mailing of Notice of  
Allowance, pursuant to 37 CFR 1.311(b)).

NOTE: 37 CFR 1.28(b) requires "Notification of any change in status resulting in  
loss of entitlement to small entity status must be filed in the  
application... prior to paying... issue fee."

Mavis S. Gallenson  
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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/803,469	03/17/2004	Masahiro Okajima	B-5403 621791-4

CONFIRMATION NO. 5471

LADAS & PARRY  
 Suite 2100  
 5670 Wilshire Boulevard  
 Los Angeles, CA 90036-5679

## FORMALITIES LETTER



\*OC000000014390381\*

Date Mailed: 11/17/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 790 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawing figures contain text that is not in English (including, for example, a flow chart that was originally not in English that has been marked up to include the English text) (see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1)). See Figure(s) 1 & 2.

SUMMARY OF FEES DUE:

01/27/2005 RNAB11 00000004 10803469  
 01 FC:2001 395.00 DP  
 02 FC:2051 65.00 DP  
 03 FC:1053 130.00 DP

Total additional fee(s) required for this application is **\$1050** for a Large Entity

- **\$790** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- **\$130** for English translation surcharge required.



Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

*S. Samaha*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE